IN THE WOVE 2 8 2005 BY APPLICATION of

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

: Confirmation No. 2333

Toshimitsu ISHIKAWA et al. : Attorney Docket No. 99-1012A

Serial No. 09/393,168 : Group Art Unit 1616

Filed September 10, 1999 : Examiner Edward J. Webman

SOFT CAPSULE : Mail Stop AF

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE FEE FOR THIS PAPER TO DEPOSIT ACCOUNT NO. 23-0975.

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated May 27, 2005 of the Primary Examiner finally rejecting claims 1-22.

- () A timely response to the final rejection has been filed.
- (X) The extension fee of \$510.00 for a three month extension of time is submitted with the attached Petition for Extension of Time.
- (X) The Appeal Fee of [] \$500.00 (other than Small Entity) [X] \$250.00 (Small Entity)
 - (X) is enclosed
 - () is to be charged to Deposit Account No. 2340975005T14906rigit@190644 (9333168) copies of this sheet are enclosed. 02 FC:2401 250.00 0P

Tout

- (X) Small entity status of this application is established by the verified statement under 37 CFR 1.9 and 1.27 which
 - () is enclosed.
 - (X) has been previously submitted.
- () The Appeal Fee is not required since it was paid in a prior appeal.

Respectfully submitted,

Toshimitsu ISHIKAWA et al.

Michael P. Day

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